


Atty Docket No. 23001487

CERTIFICATE OF MAILING	
I hereby certify that the correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.	
Typed or Printed Name	Steven E. Goldstein
Signature	 Date May 31, 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:	
Williams, et al.	Group Art Unit: 1631
Serial No.: 09/313,292	Examiner: J. Brusca
Filing Date: May 13, 1999	
Title: <i>Novel Human Genes and Gene Expression Products</i>	

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TECH CENTER 1600 2900

STATEMENT BY ATTORNEY FOR APPLICANTS REGARDING PERMANENCE AND
AVAILABILITY OF DEPOSITED BIOLOGICAL MATERIALS

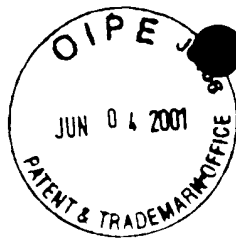
The Commissioner of
Patent and Trademarks
Washington, D.C. 20231

Sir:

I, Carol L. Francis, do hereby declare as follows:

I am an attorney in the law firm of Bozicevic, Field & Francis, LLP. My official place of business is located at 200 Middlefield Road, Suite 200, Menlo Park, California, 94025.

I am an attorney of record in the above-referenced application.



Atty Dkt. No.: 23001487
USSN: 09 313,292

The following cell lines were deposited with the American Type Culture Collection:

Cell Line	Deposit Date	ATCC Accession No.
KM12L4-A	March 19, 1998	CRL-12496
Km12C	May 15, 1998	CRL-12533
MDA-MB-231	May 15, 1998	CRL-12532
MCF-7	October 9, 1998	CRL-12584

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The following cDNA libraries were deposited with the American Type Culture Collection:

cDNA Library	Deposit Date	ATCC Accession No.
ES34	May 13, 1999	PTA-47
ES35	May 13, 1999	PTA-57
ES36	May 13, 1999	PTA-54
ES37	May 13, 1999	PTA-58
ES38	May 13, 1999	PTA-48
ES39	May 13, 1999	PTA-60
ES40	May 13, 1999	PTA-63
ES41	May 13, 1999	PTA-52
ES42	May 13, 1999	PTA-53
ES43	May 13, 1999	PTA-62
ES44	May 13, 1999	PTA-55



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cDNA Library	Deposit Date	ATCC Accession No.
ES45	May 13, 1999	PTA-61
ES46	May 13, 1999	PTA-64
ES47	May 13, 1999	PTA-56
ES48	May 13, 1999	PTA-49
ES49	May 13, 1999	PTA-66
ES50	May 13, 1999	PTA-50
ES51	May 13, 1999	PTA-65
ES52	May 13, 1999	PTA-46
ES53	May 13, 1999	PTA-51
ES54	May 13, 1999	PTA-59

The above material has been deposited with the American Type Culture Collection (ATCC), Rockville, Maryland, under the accession number indicated.

I hereby assure the United States Patent and Trademark Office and the public that (a) all restrictions on the availability to the public of the biological material referred to herein will be irrevocably removed upon issuance of a United States patent of which such biological materials are the subject; (b) the biological material will be maintained for a period of at least five (5) years after the most recent request for the furnishing of a sample of the deposited biological materials was received by the ATCC and, in any case, for a period of at least thirty (30) years after the date of the deposit; (c) should the deposited biological material become non-viable, it will be replaced by the Assignee; and (d) access to the biological materials will be available during the pendency of the patent application to one determined by the Commissioner to be entitled thereto under 37 C.F.R. § 1.14 and 35 U.S.C. § 122.



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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: May 31, 2001

By: _____

Carol L. Francis
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